Bill									
Receive	Received: 12/5/2013			R	eceived By:	mkunkel	ınkel		
Wanted	Wanted: As time permits				Same as LRB:				
For: Mike Kuglitsch (608) 267-5158				В	y/Representing:	Matt Spencer	latt Spencer		
May Contact:					rafter:	mkunkel			
Subject: Public Util energy			A	ddl. Drafters:					
	Public Util gas and water				xtra Copies:	EVM			
Reques	t via email: ster's email: n copy (CC) to		Kuglitsch@le	gis.wisconsin	ı.gov				
Pre To									
No spe	ecific pre topio	e given							
Topic			<u>, , , , , , , , , , , , , , , , , , , </u>						
	val of natural rial agreement		ation of certai	in renewable	resource credits,	and natural gas			
Instru	ections:				<u></u>				
Comp	ile -3606, -362	27, and -3656							
Drafti	ing History:								
<u>Vers.</u>	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	<u>Required</u>		
/?	mkunkel 12/6/2013								
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FE Sent For:

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12/9/2013

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Bill

Receiv	eived: 12/5/2013				Received By:	mkunkel		
Wante	anted: As time permits				Same as LRB:			
For:	or: Mike Kuglitsch (608) 267-5158				By/Representing: Matt Spencer			
May Contact:						Drafter:	mkunkel	
Subjec	Subject: Public Util energy Public Util gas and water				Addl. Drafters:			
					Extra Copies:	EVM		
Reques	t via em ster's em n copy (nail:	YES Rep.K	Kuglitsch@leg	gis.wiscons	in.gov		
Pre To								
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	val of na		s laterals, crea	ation of certain	ı renewable	e resource credits, a	and natural gas	
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/?	mkunk 12/6/20							
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FE Ser	nt For:							

Bill

Received:

12/5/2013

Received By:

mkunkel

Wanted:

As time permits

Same as LRB:

For:

Mike Kuglitsch (608) 267-5158

By/Representing:

Matt Spencer

May Contact:

Drafter:

mkunkel

Subject:

Public Util. - energy

Public Util. - gas and water

Addl. Drafters:

Extra Copies:

EVM

Submit via email:

YES

Requester's email:

Rep.Kuglitsch@legis.wisconsin.gov

Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Removal of natural gas laterals, creation of certain renewable resource credits, and natural gas territorial agreements

Instructions:

Compile -3606, -3627, and -3656

Drafting History:

Vers. Drafted

Reviewed

Proofed

Submitted

Jacketed

Required

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mkunkel 12/6/2013

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csicilia

12/9/2013

FE Sent For:

<END>

Bill

Received:

12/5/2013

Received By:

mkunkel

Wanted:

As time permits

Same as LRB:

For:

Mike Kuglitsch (608) 267-5158

By/Representing: Matt Spencer

May Contact:

Drafter:

mkunkel

Subject:

Public Util. - energy

Public Util. - gas and water

Addl. Drafters:

Extra Copies: **EVM**

Submit via email:

YES

Requester's email:

Rep.Kuglitsch@legis.wisconsin.gov

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No specific pre topic given

Topic:

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Instructions:

Compile -3606, -3627, and -3656

Drafting History:

Vers. Drafted

Reviewed <u>Typed</u>

Proofed

Submitted

<u>Jacketed</u>

Required

/? mkunkel

FE Sent For:



<END>

Kunkel, Mark

From:

Probst, Nick

Sent:

Thursday, December 05, 2013 4:28 PM

To: Subject: Spencer, Matt; Kunkel, Mark

RE: Drafts

Correct.

Thanks

From: Spencer, Matt

Sent: Thursday, December 05, 2013 4:25 PM

To: Kunkel, Mark; Probst, Nick

Subject: RE: Drafts

Yes... Nick I believe that is correct?

Matthew Spencer Office of Representative Mike Kuglitsch (608) 267-5158

From: Kunkel, Mark

Sent: Thursday, December 05, 2013 4:24 PM

To: Spencer, Matt; Probst, Nick

Subject: RE: Drafts

Okay, will do.

The new combined drafts should no longer be preliminary, right?

--Mark

From: Spencer, Matt

Sent: Thursday, December 05, 2013 12:21 PM

To: Kunkel, Mark; Probst, Nick

Subject: Drafts

Good Afternoon,

Nick Probst sent in drafting requests a few weeks back and we need to combine a few of them together to three separate bills.

Could you combine LRBs: 3607, 3626, 3577, 3654, 3652, 3578, 3624, 3616, 3617 in a separate draft

LRB 3608, 3627 would be combined with the drafting request that "requires the commission to write rules to allow utilities to enter into a territory exchange to serve *de minimum* number of customers in adjacent territories without the receipt of a CA.

LRB 3647 would remain bill.

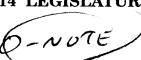
-3656

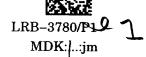
Thank you.

Matthew Spencer Office of Representative Mike Kuglitsch (608) 267-5158



State of Wisconsin 2013 - 2014 **LEGISLATURE**





PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1500P

commable resource

AN ACT ...; relating to: removal of certain natural gas service laterals removable 1

resource credits: natural gas public utility service in municipalities, and

granting rule-making authority.

Analysis by the Legislative Reference Bureau ANALYSIS FROM -3606/P1 ***

Finally, With certain exceptions, current law requires a public utility to obtain the approval of the Public Service Commission before abandoning or discontinuing service lines and extensions. One exception allows a public utility to remove a customer's electric or steam service lateral if the removal is requested by the customer. This bill revises that exception to allow a public utility also to remove a customer's natural gas service lateral upon the request of a customer.

ANALYSIS FROM 8627/P1 ***

Under current law, an electric utility or retail electric cooperative (electric provider) is subject to certain requirements for ensuring that, in a given year, a specified percentage of the electricity that the electric provider sells to retail customers or members is renewable energy. Such requirements are commonly referred to as renewable portfolio standards (RPSs). Current law provides that each megawatt hour of renewable energy that an electric provider sells to customers or members creates one credit, which the electric provider may use to comply with an RPS or sell to another electric provider for compliance with an RPS (FSC)

Current law also requires the Public Service Commission to promulgate rules allowing an electric provider, or a customer or member of an electric provider, to create other credits based on the electric provider's, customer's, or member's use of

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specified sources, but only if the use displaces the use of nonrenewable energy and satisfies other requirements. Like the credits created from sales of renewable energy, the credits under the rules may be used to comply with an RPS. This bill provides that the rules must allow the credits to be created regardless of when the source used to create the credit was placed in service.

Current law requires a public utility to obtain a certificate from the rubic errore Commission PSC before the public utility may provide service in a municipality already served by another public utility. This bill creates an exception for natural gas public utilities. The bill requires the PSC to promulgate rules allowing an additional natural gas public utility to provide service in a municipality served by another natural gas utility without obtaining a certificate from the PSC, but only if certain requirements are satisfied. First, both utilities must enter into a territorial agreement regarding the areas to be served by each utility in the municipality. Second, the area to be served by the additional natural gas public utility must be adjacent to a municipality that the additional natural gas public utility is already authorized to serve. The exception to apply, the additional natural gas public utility must provide service only to a limited number of customers in the municipality already served by the other utility.



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The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Section 1. 196.378 (3) (a) 1m. of the statutes is amended to read:

196.378 (3) (a) 1m. The commission shall promulgate rules that allow an electric provider or customer or member of an electric provider to create a renewable resource credit based on use in a year by the electric provider, customer, or member of solar energy, including solar water heating and direct solar applications such as solar light pipe technology; wind energy; hydroelectric energy; geothermal energy; biomass; biogas; synthetic gas created by the plasma gasification of waste; densified fuel pellets described in sub. (1) (h) 1. i.; or fuel described in sub. (1) (h) 1. j.; but only if the use displaces the electric provider's, customer's, or member's use of electricity that is derived from conventional resources, and only if the displacement is verifiable and measurable, as determined by the commission. The rules shall allow an electric provider, customer, or member to create a renewable resource credit based on 100

percent of the amount of the displacement. The rules shall also allow an electric provider, customer, or member to create a renewable resource credit under this subdivision regardless of when the source used to create the credit was placed in service. The rules may not allow an electric provider to create renewable resource credits under this subdivision based on renewable energy upon which renewable resource credits are created under subd. 1. The rules may also not allow an electric provider to create renewable resource credits under this subdivision based on hydroelectric energy that is not eligible for creating renewable resource credits under subd. 1.

SECTION 2. 196.49 (1) (am) of the statutes is amended to read:

196.49 (1) (am) No Except as provided in s. 196.50 (1) (am), no public utility not legally engaged in performing a utility service on August 1, 1931, in any municipality may commence the construction of any public utility plant, extension or facility, or render service in such municipality directly, or indirectly by serving any other public utility or agency engaged in public utility service or otherwise, unless the public utility has obtained a certificate from the commission authorizing it to transact public utility business.

Section 3. 196.50 (1) (a) of the statutes is amended to read:

196.50 (1) (a) The Except as provided in par. (am), the commission may not grant any person a license, permit or franchise to own, operate, manage or control any plant or equipment for the production, transmission, delivery or furnishing of heat, light, water or power in the municipality, if there is in operation under an indeterminate permit a public utility engaged in similar service in the municipality, unless the person seeking the license, permit or franchise secures from the

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commission a declaration, after a public hearing of any interested party, that public
convenience and necessity require the delivery of service by the applicant.

SECTION 4. 196.50 (1) (am) of the statutes is created to read:

196.50 (1) (am) The commission shall promulgate rules allowing a natural gas public utility to provide service in a municipality served by another natural gas public utility without first obtaining a certificate to serve that municipality under s. 196.49 (1) and this subsection if all of the following apply:

- 1. The natural gas public utilities enter into a territorial agreement regarding areas to be served by each utility in the municipality.
- 2. The area to be served by the additional natural gas public utility is adjacent to a municipality the additional natural gas public utility is already authorized to serve.
- 3. The additional natural gas public utility will provide service only to a limited number of customers in the municipality.

SECTION 5. 196.81 (3) (b) of the statutes is amended to read:

196.81 (3) (b) A public utility's removal, at the request of a customer, of the customer's electric service drop or electric, natural gas, or steam service lateral, including any primary voltage or natural gas or steam line that is used exclusively to serve the customer requesting the removal.

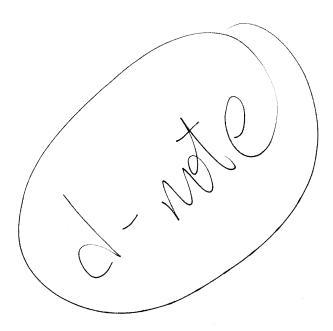
SECTION 6. Initial applicability.

(1) REMOVAL OF NATURAL GAS LINES. Manufirst applies to removals that occur on the effective date of this subsection.

The treatment of section the 19651 (3) (b) of the 19651 (3) Statutes

1 (2) Renewable resource credits. The treatment of section 196.378 (3) (a) 1m.
2 of the statutes first applies to renewable resource credits created on the effective date
3 of this subsection.

4 (END)



DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3780/1dn MDK:../:...

- late -

Rep. Kuglitsch:

This bill is a compile of the following drafts: LRB-3606/P1, LRB-3627/P1, and LRB-3656/P1.

Mark D. Kunkel Senior Legislative Attorney Phone: (608) 266–0131

E-mail: mark.kunkel@legis.wisconsin.gov

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3780/1dn MDK:cjs:rs

December 9, 2013

Rep. Kuglitsch:

This bill is a compile of the following drafts: LRB-3606/P1, LRB-3627/P1, and LRB-3656/P1.

Mark D. Kunkel Senior Legislative Attorney Phone: (608) 266-0131

E-mail: mark.kunkel@legis.wisconsin.gov

Rose, Stefanie

From:

Spencer, Matt

Sent:

Monday, December 09, 2013 12:16 PM

To:

LRB.Legal

Subject:

Draft Review: LRB -3780/1 Topic: Removal of natural gas laterals, creation of certain

renewable resource credits, and natural gas territorial agreements

Please Jacket LRB -3780/1 for the ASSEMBLY.